

WEST VALLEY CITY, UTAH

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE CITY TO ENTER
INTO A NEW THEATRE SUBLEASE AGREEMENT WITH
HALE CENTRE THEATRE, A UTAH NON-PROFIT
CORPORATION, FOR USE OF THE HALE CENTRE
THEATRE FACILITY.**

WHEREAS, the Municipal Building Authority of West Valley City, Salt Lake County, Utah (the "Building Authority") is the owner of a parcel of land in West Valley City, Utah, upon which the City has constructed a theatre-in-the-round on behalf of the Building Authority, which is known as the West Valley City Harman Hall Community Theatre (the "Theatre"); and

WHEREAS, the Building Authority has leased the Theatre and the Site to the City through an annually renewable master lease agreement; and

WHEREAS, the City has previously subleased the Site and the Theatre to Hale Centre Theatre, a Utah non-profit corporation ("Hale"), through a sublease dated December 1, 1997, and this Agreement is a replacement for and a continuation of the previous sublease; and

WHEREAS, the use of the Theatre by Hale provides family entertainment and cultural, economic, and recreational opportunities for the City and its residents; and

WHEREAS, the Theatre provides a state-of-the-art facility for theatrical and similar productions, and Hale desires to sublease the Theatre from the City upon the terms and conditions set forth in this Agreement in order to continue to provide a long-term venue for theatrical productions presented by Hale; and

WHEREAS, a Sublease Agreement has been prepared for execution by and between the City and Hale. This Agreement, which is attached hereto, sets forth the rights, duties and obligations of each of the parties with respect thereto; and

WHEREAS, the City has determined that it is in the best interests of the health, safety and welfare of the City and its residents to enter into this Agreement to continue its relationship with Hale which will continue to present theatrical productions that will expand and enrich the cultural and recreational opportunities available to the residents of the City.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of West Valley City, Utah, that the Mayor is authorized to sign and execute said Sublease Agreement and on behalf of West Valley City upon final approval of the Sublease Agreement by the City Manager and City Attorney.

PASSED, APPROVED and MADE EFFECTIVE this _____ day of _____, 2009.

WEST VALLEY CITY

MAYOR

ATTEST:

CITY RECORDER